



*Attorneys At Law*

July 22, 2010

**Via ECT and Fax: (718) 613-2185**

United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Attn: Judge Kiyo A. Matsumoto

Re: The Gerffert Company, Inc., and Stephen Panigel v.  
James Dean, Andrea Bonella, Dolores King, et al.,  
Civil Action No.: 09-266

Dear Judge Matsumoto:

Please be advised that The Law Office of Howard Benjamin, 437 Madison Avenue, 30<sup>th</sup> Floor, New York, New York 10022 has been retained to participate in the conflict issues raised in Messers Shenkman and Kandler's letter. His phone number is (212) 832-3006. He is on vacation but has indicated that he will return in time for the telephone conference call on July 30, 2010. As such we respectfully request that he be permitted to participate in that conference call on the pre-motion conference on the conflict issues raised.

Respectfully,

THE MAGNOTTI LAW FIRM PLLC

By:   
JOSEPH E. MAGNOTTI (JM3128)

JEM/jw

cc: Mr. Stephen Panigel  
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